



Dkt. 67896-A/JPW/MJW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Vrej Jubian, et al.  
U.S. Serial No.: 10/637,214  
Filed : August 7, 2003  
For : Processes And Polymorphs of Diaryl-Indolone  
GALR3 Antagonists

1185 Avenue of the Americas  
New York, New York 10036  
February 13, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT

In accordance with their duty of disclosure under 37 C.F.R. §1.56, applicants would like to direct the Examiner's attention to International Search Report mailed November 13, 2003 in connection with PCT International Application No. PCT/US03/25012, a foreign counterpart of the subject application. A copy of this Search Report is attached hereto as Exhibit A.

Applicants request that the following references be considered and made of record in the above-identified application pursuant to 37 C.F.R. §1.97. These references are also listed on the attached Form PTO-1449 (Exhibit B). Copies of these references are attached hereto as Exhibits C-E, respectively.

1. U.S. Patent No. 5,340,366, issued August 23, 1994, Lang et al. (Exhibit C)
2. U.S. Patent No. 3,441,570, issued April 29, 1969, Meyer et al. (Exhibit D)
3. U.S. Patent No. 3,778,470, issued December 11, 1973, Sallman et al. (Exhibit E)

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This Information Disclosure Statement is being filed pursuant to 37 C.F.R. § 1.97(c)(1), after the mailing date of a first Office Action, but before a Final Office Action, a Notice of Allowance or an action that otherwise closes prosecution in the application. Applicant certifies, pursuant to 37 C.F.R. §1.97(e)(1), that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. The date of mailing of the European Search Report is November 13, 2004, and therefore this Information Disclosure Statement is timely filed, pursuant to 37 C.F.R. §1.97(c)(1).

In the event that a Final Office Action, a Notice of Allowance or an action that otherwise closes prosecution in the application has issued which has not yet been received by applicant or connected with the application file in the undersigned attorney's office, applicant hereby requests, pursuant to 37 C.F.R. §1.97(d), consideration of this Information Disclosure Statement, and incorporation of the certification made above.

If a telephone conference would be of assistance in advancing the prosecution of the subject application, applicant's undersigned attorney invites the Examiner to telephone him at the number provided below.

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No fee is believed to be due in connection with the filing of this Information Disclosure Statement. However, if any fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



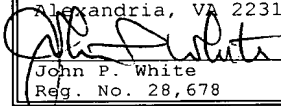
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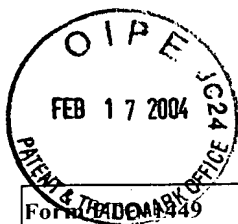
I hereby certify that this correspondence is being deposited this date with the U.S. postal Service with sufficient postage as first class mail in an envelope addressed to:

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John P. White  
Reg. No. 28,678

Date

 2/13/04



Form 1449 U.S. Department of Commerce Patent and Trademark Office  <b>INFORMATION DISCLOSURE CITATION</b> (Use several sheets if necessary)	<b>Atty. Docket No.</b> 1795/67896-A	<b>Serial No.</b> 10/637,214
	<b>Applicants:</b> Vrej Jubian, et al.	
	<b>Filing Date</b> August 7, 2003	<b>Group</b>

U.S. PATENT DOCUMENTS													
Examiner Initial		Document Number							Date	Name	Class	Subclass	Filing Date if Appropriate
	US	5	3	4	0	3	6	6	August 23, 1994	Lang et al. (Exhibit C)			
	US	3	4	4	1	5	7	0	April 29, 1969	Meyer et al. (Exhibit D)			
	US	3	7	7	8	4	7	0	December 11, 1973	Sallman et al. (Exhibit E)			

FOREIGN PATENT DOCUMENTS														
		Document Number							Date	Country	Class	Subclass	Translation	
													Yes	No

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)													

<b>EXAMINER</b>	<b>DATE CONSIDERED</b>
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\*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609: Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicants: Vrej Jubian, et al.  
 U.S. Serial No. 10/637,214  
 Exhibit B